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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.								
10/716,718	11/19/2003	Richard C. Ferri	POU920030185US1	6317								
7590 Daryl K. Neff, Esq. 4 Eugene Circle Lincoln Park, NJ 07035		11/28/2007	<table border="1"><tr><td colspan="2">EXAMINER</td></tr><tr><td colspan="2">MARSH, STEVEN M</td></tr><tr><td>ART UNIT</td><td>PAPER NUMBER</td></tr><tr><td>3632</td><td></td></tr></table>		EXAMINER		MARSH, STEVEN M		ART UNIT	PAPER NUMBER	3632	
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**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

## Office Action Summary

Application No.

10/716,718

Applicant(s)

FERRI ET AL.

Examiner

Steven M. Marsh

Art Unit

3632

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 20 May 2006.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-20 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-20 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: \_\_\_\_\_

### **DETAILED ACTION**

This is the fifth office action for U.S. Application 10/716,718 for a Supporting Adapter for Portable Computer system filed by Richard C. Ferri at al. on November 19, 2003. Claims 1-20 are pending. Applicant's request for reconsideration of the finality of the rejection of the last Office action is persuasive and, therefore, the finality of that action is withdrawn.

### ***Claim Rejections - 35 USC § 102***

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claim 20 is rejected under 35 U.S.C. 102(b) as being anticipated by U.S. Patent 5,604,663 to Shin et al. Shin et al. discloses an assembly including a computing device (72) and an adapter (20) engageably mounted to the computing device, the adapter being removably mountable to a support stand. The assembly comprises a computing device (72) and an adapter (20), the computing device including a cooperating opening (col. 3, lines 54 and 55) engageably by a latch. The adapter includes a support plate (32) with a top surface and a side surface adjacent to the top surface. There is a connector (70) provided from the side surface, adapted to removably mount the support plate to a cooperating support (30), the cooperating support oriented in a substantially vertical direction. There is a latch (34) provided from the top surface, engaging the

cooperating opening in the computing device to secure the computing device to the top surface of the support plate.

***Claim Rejections - 35 USC § 103***

Claims 1-19 are rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent 5,604,663 to Shin et al. in view of U.S. Patent 4,830,328 to Takach, Jr. et al. Shin et al. discloses an assembly including a computing device (72) and an adapter (20) engageably mounted to the computing device, the adapter being removably mountable to a support stand. The assembly comprises a computing device (72) and an adapter (20), the computing device including a cooperating opening (col. 3, lines 54 and 55) engageably by a latch. The adapter includes a support plate (32) with a top surface and a side surface adjacent to the top surface. There is a connector provided from the side surface, adapted to removably mount the support plate to a cooperating support (30), the cooperating support oriented in a substantially vertical direction. There is a plurality of latches (34) provided from the top surface, engaging the cooperating opening in the computing device to secure the computing device to the top surface of the support plate.

The computing device is a portable computing device and the computing device has a bottom surface with cooperating openings that include a secure keyhole (the openings could receive a key), the latches (34) engaging the keyholes. The latches can be pivoted into engagement with computing device and the support plate has a sidewall extending upwardly from the top surface, dimensioned such that the sidewall does not

obstruct elements of the computing device when the adapter is mounted to the computing device. The adapter is operable to function as a port replicator and a docking station, and there is a plurality of interior electrical connectors for mating with corresponding electrical connectors of the computing device, and a plurality of exterior connectors coupled to the interior connectors, the exterior electrical connectors adapted to mate with a plurality of corresponding cables, thereby connecting the electrical connectors of the portable computing device to the corresponding cables.

Shin et al. does not disclose a connector provided from the bottom surface adapted to removably mount the support plate to the support stand. Takach discloses a computing assembly with an adapter (3) that has a connector (19) provided from the bottom surface to removably mount a plate of the adapter to a support stand (see figure 2). The connector includes a threaded opening exposed at the bottom surface, the opening adapted to engage a threaded member of the support stand. There is a support stand (5) including a photography tripod mounted to the connector at the bottom surface such that the top surface of the support plate faces away from the support stand. It would have been obvious to one of ordinary skill in the art at the time of the present invention to have provided a connector and stand in combination with the adapter taught by Shin, as taught by Takach, for the purpose of providing an elevated mounting means for the adapter and computing device of Shin.

***Response to Arguments***

Applicant's arguments with respect to claims 1-20 have been considered but are moot in view of the new ground(s) of rejection.

***Conclusion***

Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Steven Marsh whose telephone number is (571) 272-6819. The examiner can normally be reached on Monday-Friday from 8:00AM to 4:30 PM. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (571) 272-3600. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

/SMM/

Steven M. Marsh

November 22, 2007

/Korie H. Chan/  
Korie H. Chan  
Primary Examiner  
Art Unit 3632